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Proposed Attorneys for  
The Roman Catholic Bishop of Santa Rosa

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SANTA ROSA DIVISION**

In re:

THE ROMAN CATHOLIC BISHOP OF  
SANTA ROSA,

Debtor In Possession.

CASE NO. 23-10113

Chapter 11

Date: April 5, 2023  
Time: 11:00 a.m.  
Location: 1300 Clay Street, Ctrm 215  
Oakland, CA  
[In person or via Zoom]  
Judge: Hon. Charles Novack

**OMNIBUS NOTICE OF (1) ENTRY OF ORDERS GRANTING MOTIONS ON AN  
INTERIM BASIS AND (2) NOTICE OF FINAL HEARINGS ON DEBTOR IN  
POSSESSION'S MOTIONS FOR:**

**MOTION FOR ORDER (1) AUTHORIZING CONTINUED USE OF EXISTING CASH  
MANAGEMENT SYSTEM, OPERATIONAL BANK ACCOUNTS AND RELATED  
INVESTMENT ACCOUNTS; (2) EXCUSING COMPLIANCE WITH SECTION 345(b);  
AND (3) AUTHORIZING CONTINUED USE OF CURRENT INVESTMENT POLICY**

**MOTION FOR ORDER AUTHORIZING PAYMENT OF PREPETITION WAGES,  
SALARIES, AND EMPLOYEE EXPENSES, TO PAY ACCRUED EMPLOYEE  
BENEFITS AND TAXES, AND DIRECTING BANKS TO HONOR PAYROLL AND  
EXPENSE CHECKS**

1 **DEBTOR'S MOTION FOR ORDER (1) PROHIBITING UTILITY COMPANIES FROM**  
2 **ALTERING, REFUSING OR DISCONTINUING SERVICE, (2) DETERMINING**  
3 **ADEQUATE ASSURANCE OF PAYMENT FOR POSTPETITION UTILITY SERVICES**  
4 **UNDER 11 U.S.C. § 366, AND (3) ESTABLISHING PROCEDURES FOR DETERMINING**  
5 **ADEQUATE ASSURANCE OF PAYMENT**

6 **DEBTOR'S MOTION TO ESTABLISH NOTICE PROCEDURES AND TO FILE**  
7 **CONFIDENTIAL INFORMATION UNDER SEAL**

8 **NOTICE IS HEREBY GIVEN** that The Roman Catholic Bishop of Santa Rosa, a  
9 California corporation sole, the debtor in possession ("RCBSR" or "Debtor in Possession"),  
10 obtained orders approving on an interim basis the four above-referenced motions (hereafter referred  
11 to collectively as the "First Day Motions").

12 **NOTICE IS FURTHER GIVEN** that pursuant to the orders of the Court, as further  
13 described below, final hearings on the First Day Motions will, be heard on **April 5, 2023, at 11:00**  
14 **a.m.** at the United States Bankruptcy Court, Northern District of California, Oakland Division,  
15 before the Honorable Judge Charles Novack (the "Final Hearings on First Day Motions").  
16 **Opposition if any to the granting of the First Day Motions on a final basis shall be filed by**  
17 **March 31, 2023.** The Debtor's reply to any opposition may be filed in advance or raised at the  
18 hearings.

19 The Bankruptcy Court's website provides information regarding how to arrange a  
20 telephonic or video appearance. All matters will be conducted in person in the courtroom, unless  
21 otherwise ordered by the court; interested parties may also appear at the hearing in person or by  
22 Zoom Webinar; the information for a Zoom appearance will be included in each calendar posted.  
23 The link to the judge's electronic calendar is: <https://www.canb.uscourts.gov/judge/novack>.

24 The First Day Motions are supported by the Declaration of Deacon Joe Oberting in support  
25 of Chapter 11 Petition and First Day Motions, ("Oberting Background Decl.") and the Declaration  
26 of Adrienne Moran in support of Chapter 11 Petition and First Day Motions ("Moran Decl.") and  
27 the additional declarations of Joe Oberting in support of each motion. The First Day Motions  
28 papers were previously served on March 13, 2023. Accompanying this Omnibus Notice of Final  
Hearings are copies of the respective Orders Granting Interim Relief. The titles of each of the First  
Day Motions followed by a brief description of the relief requested in each First Day Motion, are

as follows:

**I. MOTION FOR ORDER (1) AUTHORIZING CONTINUED USE OF EXISTING CASH MANAGEMENT SYSTEM, OPERATIONAL BANK ACCOUNTS AND RELATED INVESTMENT ACCOUNTS; (2) EXCUSING COMPLIANCE WITH SECTION 345(b); AND (3) AUTHORIZING CONTINUED USE OF CURRENT INVESTMENT POLICY**

1. On March 17, 2023 (Dkt. No. 30), the Court entered an Interim Order approving the Debtor's Motion for an order (1) Authorizing Continued Use of Existing Cash Management System, Operational Bank Accounts, and Related Investment Account, (2) Excusing Compliance with Section 345(b), and (3) Authorizing Continued Use of Current Investment Policy (the "Cash Management Motion").

2. By the Cash Management Motion, the Debtor in Possession seeks, *inter alia*, entry of an order (a) authorizing the Debtor to continue the use of its existing cash management system and accounting policies and practices, (b) authorizing the Debtor to continue using its prepetition bank accounts and business forms, including a waiver of the requirement that the legend "debtor in possession" be imprinted on any existing checks and business forms, and (c) waiving the Local Rules and United States Trustee Guidelines ("UST Guidelines") to the extent necessary in order for the Debtor to continue its use of its existing cash management system. The Debtor also seeks to continue its investment policies during its bankruptcy case, without posting any bonds pursuant to section 345(b) of the Bankruptcy Code. The Debtor seeks this authorization to ensure its orderly entry into bankruptcy and to help administer its business efficiently and avoid the significant disruptions, distractions, delays and significant expense that otherwise would inevitably divert the Debtor's attention from urgent matters during the initial stages of its bankruptcy case.

3. As described in the Cash Management Motion, all of the relevant banks where the RCBSR's bank accounts are located are FDIC insured banking institutions which have complied with the United States special depository procedures under Bankruptcy Code section 345 and are on the United States Trustee's list of authorized depositories for the Northern District of California except for a stock transfer account at Merrill Lynch. While Merrill Lynch is not an FDIC insured banking institution, it is a subsidiary of Bank of America, the third largest bank in the United States. The two investment type accounts at issue are at the Catholic Community Foundation,

1 which accounts are at Summit State Bank (on the U.S. Trustee approved list) and Catholic  
2 Extension, which is an independent 501(c)(3) organization that is not insured by the FDIC.

3 **II. MOTION FOR ORDER AUTHORIZING PAYMENT OF PREPETITION**  
4 **WAGES, SALARIES, AND EMPLOYEE EXPENSES, TO PAY ACCRUED**  
5 **EMPLOYEE BENEFITS AND TAXES, AND DIRECTING BANKS TO HONOR**  
6 **PAYROLL AND EXPENSE CHECKS**

7 4. On March 17, 2023 (Dkt. No. 31), the Court entered an Interim Order approving  
8 the Debtor in Possession's Motion (1) Authorizing the Debtor in Possession to Pay Prepetition  
9 Wages, Salaries and Employee Expenses, to Pay Accrued Employee Benefits and Taxes, and  
10 Directing Banks to Honor Payroll and Expense Checks (the "Payroll Motion").

11 5. By the Payroll Motion, the Debtor requests entry of an order that (i) authorizes but  
12 does not direct the Debtor to pay Employee Obligations, Employee Deductions and Employee  
13 Expenses (each as described in the Payroll Motion), (ii) authorizes but does not direct the Debtor  
14 to continue its practices, programs and policies in effect as of the Petition Date with respect to all  
15 Employee Obligations (including allowing employees to use time off accrued, but unused, as of  
16 the Petition Date), Employee Deductions and Employee Expenses and (iii) authorizes and directs  
17 the bank at which the Debtor maintains an account from which the Debtor's payroll obligations  
18 are disbursed and all other banks or lending institutions maintaining payroll and employee benefits  
19 accounts to honor and pay all pre-petition and post-petition checks issued or to be issued and fund  
20 transfers requested or to be requested, by the Debtor in respect of the Employee Obligations,  
21 Employee Deductions and Employee Expenses. The Debtor also seeks authority to issue new  
22 post-petition checks or fund transfer requests with respect to pre-petition obligations that may  
23 have been dishonored by the banks relating to the Employee Obligations, Employee Deductions  
24 and Employee Expenses, if necessary.

25 6. RCBSR adjusted its regular payroll schedule in light of the bankruptcy filing so  
26 that payroll for all Employees prior to the Petition Date was processed and paid on March 10,  
27 2023, and relates to the pay period from March 1, 2023 through March 15, 2023 for salaried  
28 employees and February 24, 2023 through March 15, 2023 for the hourly employees. Amounts  
for hourly employees were estimated based on the time sheets received on March 8, 2023. Thus,

1 the amount of “prepetition” wages that the Debtor seeks to pay postpetition is expected to be under  
2 \$15,000. This Motion seeks authorization to pay only such amounts that are entitled to priority  
3 claim status up to \$15,150 under the provisions of sections 507(a)(4) and (a)(5) of the Bankruptcy  
4 Code. The RCBSR believes that approval of the motion is critical to the operations of the Debtor  
5 in Possession, and that the amounts at issue are fairly de minimus in the context of this case.

6 7. The RCBSR has 25 salaried employees and 6 hourly employees. Debtor in  
7 Possession projects that it will have \$42,000 in accrued and unpaid vacation pay potentially  
8 entitled to priority (to be paid in the future if and when such time is taken). Debtor in Possession  
9 further seeks authority to continue other employee benefits, which RCBSR believes are current.

10 **III. MOTION FOR ORDER (1) PROHIBITING UTILITY COMPANIES FROM**  
11 **ALTERING, REFUSING OR DISCONTINUING SERVICE, (2) DETERMINING**  
12 **ADEQUATE ASSURANCE OF PAYMENT FOR POSTPETITION UTILITY**  
13 **SERVICES UNDER 11 U.S.C. § 366, AND (3) ESTABLISHING PROCEDURES**  
14 **FOR DETERMINING ADEQUATE ASSURANCE OF PAYMENT.**

15 8. On March 17, 2023 (Dkt. No. 32), the Court entered an Interim Order approving  
16 the Debtor in Possession’s Motion for an order: (1) prohibiting utility companies from altering,  
17 refusing or discontinuing service; (2) determining that the Debtor’s furnishing of deposits to utility  
18 companies listed on Exhibit A to the motion in an amount that represents fifty percent of the  
19 Debtor’s estimated average monthly usage over the past twelve months of such utility respectively  
20 constitutes adequate assurance of payment; (3) establishing procedures for assurance requests by  
21 the affected utilities and for determining adequate assurance of payment; and (4) scheduling a  
22 final hearing thereon (“Utilities Motion”)

23 9. The Debtor in Possession’s ongoing business operations require it to maintain  
24 uninterrupted utility services including electricity, natural gas, telephone, water, waste removal,  
25 internet and other services. Termination of a utility service would cause immediate and irreparable  
26 harm to the Debtor in Possession’s operations and critical reorganization efforts. The Debtor in  
27 Possession has multiple facilities and receives utility services from numerous utility companies,  
28 as described in the Utility Motion, and listed on Exhibit A to the motion.

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1 **IV. DEBTOR'S MOTION TO ESTABLISH NOTICE PROCEDURES AND TO FILE**  
2 **CONFIDENTIAL INFORMATION UNDER SEAL**

3 10. On March 17, 2023 (Dkt. No. 33), the Court entered an Interim Order approving  
4 the Debtor in Possession's Motion for Order Establishing Notice Procedures and to File  
5 Confidential Information under Seal (the "Limit Notice Motion"). For the reasons further  
6 described in the Limit Notice Motion, the Debtor in Possession requests entry of an order limiting  
7 notice on various matters only to the affected parties as described therein. Further, the Debtor in  
8 Possession also requests permission to file the schedules, any other pleadings and proofs of service  
9 to the extent they contain non-public names of abuse claimants and potential abuse claimants  
10 under seal in order to protect such individuals' privacy rights.

11 **NOTICE IS FURTHER GIVEN** that this notice does not contain all the particulars of the  
12 First Day Motions or supporting documents for the First Day Motions, nor does it summarize all  
13 of the evidence submitted in support of the First Day Motions. For further specifics concerning the  
14 First Day Motions and the relief requested, you are encouraged to review the First Day Motions  
15 and the supporting evidence, including the supporting Declarations, copies of which may be  
16 obtained from the website to be maintained by the Debtor's proposed Claims Agent, Donlin  
17 Recano, at <https://www.donlinrecano.com/rcbsr>. You may also access these documents from the  
18 Court's Pacer system (requires a subscription). The web page address for the United States  
19 Bankruptcy Court for the Northern District of California is <http://www.canb.uscourts.gov>

20 If you or your attorney do not attend, the Court may decide that you do not oppose the relief  
21 sought in the First Day Motions and may enter orders granting the relief requested.

22 Your rights may be affected. You should read these papers carefully and discuss them with  
23 your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may  
24 wish to consult one.

25 Dated: March 20, 2023

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28 By: /s/ Paul J. Pascuzzi  
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